

**STATE OF MINNESOTA**  
**Department of Commerce**

***IMMEDIATE ACTION REQUIRED***

Bulletin 92-8  
*Suspending Bulletin 92-6*

Issued this 2nd day  
of **December**, 1992

**TO: ALL WORKERS' COMPENSATION INSURERS LICENSED  
IN MINNESOTA**

Because certain workers' compensation insurers have indicated their opposition to returning their portion of the WCRA refund to policyholders, while other insurers are concerned about lawsuits by policyholders over the method of distribution and some policyholders want a different refund distribution methodology, the likelihood of long, drawn out and expensive lawsuits is virtually certain. Rather than have a delay in the return of the WCRA refund to policyholders because of litigation which might continue for a year or more, I hereby suspend Bulletin 92-6.

Governor Carlson and the legislative leadership have committed to passing legislation, which I have proposed, as quickly as possible in the 1993 legislative session, to mandate that this refund and all future refunds reach the policyholders. This legislative action will ensure the fastest means of returning the refunds to policyholders. The proposed legislation will confirm that the distribution must be made in the manner set forth in Bulletin 92-6.

The proceeds of the \$100 million WCRA refund should be held by each insurer until the legislature acts.

  
Bert J. McKasy  
Commissioner of Commerce